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FORT LAUDERDALE CITY COMMISSION  
NOVEMBER 21, 2000**

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**MINUTES OF A REGULAR MEETING  
CITY COMMISSION  
FORT LAUDERDALE, FLORIDA  
NOVEMBER 21, 2000**

Meeting was called to order at 6:02 P.M. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present:	Commissioner Gloria F. Katz Commissioner Cindi Hutchinson Commissioner Tim Smith Mayor Jim Naugle
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Absent:	None
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Also Present:

City Manager	F. T. Johnson
City Attorney	Dennis E. Lyles
City Clerk	Lucy Masliah
Sergeant at Arms	Sergeant Roddy

Invocation was offered by *Dr. John Myers*, First United Methodist Church.

Pledge of Allegiance to the Flag.

**Motion** made by Commissioner Smith and seconded by Commissioner Katz that the agenda and minutes of the meeting as shown below be approved:

Regular Meeting	November 7, 2000
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Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

NOTE: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).

## **Presentations ..... (OB)**

### **1. Community Appearance Board's WOW Award**

Commissioner Smith presented the Community Appearance Board's WOW Award to

*Shirley L. Huskey and Kevin Buckley*  
2225 Northeast 17<sup>th</sup> Court

Ms. Huskey and Mr. Buckley were not present, but Commissioner Smith wanted to recognize their hard work with a Certificate and a gift certificate from Causeway Lumber. Mayor Naugle noted those members of the Community Appearance Board who were present.

### **2. Sonia de Francisco, Chair for the Cooperative**

Mayor Naugle recognized *Ms. Miranda Lopez*, of Sister Cities International, who introduced Sonia de Francisco, Chair for the Cooperative from Mar Del Plata, one of Fort Lauderdale's Sister Cities. Mayor Naugle presented Ms. de Francisco with a Key to the City. Ms. Lopez stated that Mar Del Plata had become Fort Lauderdale's Sister City in May, and an exchange program was being formed involving the libraries.

### **3. Award of Excellence – Purchasing Division**

Mayor Naugle introduced the City Manager to present the Award of Excellence to the Purchasing Division. He explained that the National Purchasing Institute had established a program to recognize organizational excellence in public procurement based on a rating of standardized criteria to measure innovation, professionalism, productivity and leadership attributes. He was pleased to recognize Mr. Kirk Buffington, Purchasing Director, for winning this Award this year.

### **4. Outstanding City Employees of the Month**

The City Manager introduced Department Directors to present the Outstanding City Employees of the Month:

- Officer Samuel Bryant and PSA Andy Mueller, of the Police Department;
- Will Alanez, of the Administrative Services Department;
- Jose Solivan, of the Public Services Department;
- FLASH Staff MaryAnn Slough, Jennifer Blake, Cheketia Ponder, Tina Butler, Sharonda Wright, and Dale Jones, of the Parks & Recreation Department; and
- Lieutenant Edward S. Duncan, Driver-Engineer (D/E) Steve M. Thomas, Firefighter-Paramedics (FF/Ps) Arlene A. Cohen, Todd A. Doerfler and Daniel Mollinedo, and Firefighter-EMT Leonard Ensalaco, of the Fire-Rescue Department.

The City Manager appreciated this opportunity to recognize the efforts of the City's outstanding employees, and he had recently heard about a family unable to occupy their home because a water meter had not been in place. He explained that not too long ago, Lewis Coombs, of the Public Services Department, had gone above and beyond the call of duty in this situation, and the Sun-Sentinel had offered his family tickets to attend a Panther's game in the Sun-Sentinel box in recognition of his outstanding efforts.

The City Manager also wished to note that the City had set a **United Way** goal of collecting 20% more than had been collected last year, or \$91,663. He was proud to announce that the City's employees had met that goal, and he recognized Mr. Bruce Roberts and the Departmental Committee Leaders who were present this evening.

**CONSENT AGENDA ..... (OB)**

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item. Observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

**Event Agreement – Party for a Cure ..... (M-1)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Leukemia Society of America** to indemnify, protect, and hold harmless the City from any liability in connection with **Party for a Cure** to be held **Saturday, December 2, 2000 from 1:00 p.m. to 9:00 p.m.** at Riverside Park.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1708 from City Manager.

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**Event Agreement – Holiday Extravaganza ..... (M-2)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Covenant House Florida Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with **Holiday Extravaganza** to be held **Saturday, December 9, 2000 from 5:00 p.m. to 11:00 p.m.**; and further authorizing the closing of Sunrise Lane from N.E. 9 Street to the north end of the Parrot Lounge from 8:00 a.m. Saturday, December 9 to 2:00 a.m. Sunday, December 10, 2000.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1707 from City Manager.

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**Event Dates – 2001 Air and Sea Show ..... (M-3)**

A motion approving MDM Group Ltd.'s request to conduct the 2001 Air and Sea Show on Saturday and Sunday, May 5-6, 2001.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1706 from City Manager.

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**Disbursement of Funds –**  
**Joint Investigation – O. R. No. 97-172144 - \$892,133.45 U. S. Currency ..... (M-4)**

A motion authorizing the equitable disbursement of funds in the amount of \$46,954.39 for each of the 19 law enforcement agencies that participated in the seizure.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-11-2 from City Attorney.

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**Agreement – Community Redevelopment Agency (CRA) -**  
**Transfer of Land Parcels for Commercial Redevelopment ..... (M-5)**

A motion authorizing the proper City officials to execute an agreement with the CRA for the transfer of land parcels for commercial redevelopment in the City, as approved by the Fort Lauderdale CRA on June 13, 2000.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1258 from City Manager.

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**Membership Dues for FY 2000/2001 – Broward Alliance ..... (M-6)**

A motion approving the payment of \$37,344 for the City's membership dues for FY 2000/2001 with the Broward Alliance.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1627 from City Manager.

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**Agreement for Services - Greater Fort Lauderdale Chamber of Commerce ..... (M-7)**

A motion authorizing the proper City officials to execute an agreement for services with the Greater Fort Lauderdale Chamber of Commerce in the amount of \$50,000 for services and reimbursement of up to \$5,000 in mail postage.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1628 from City Manager.

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**Amendment to Agreement –  
School Board of Broward County; and Grant Acceptance –  
U.S. Department of Justice (DOJ) Community Oriented Policing  
Services Office – “COPS IN SCHOOL” School Resource Officer Program ..... (M-8)**

A motion authorizing the proper City officials to execute an amendment to the agreement with the School Board of Broward County for the School Resource Officer Program; and further authorizing the proper City officials to accept a grant in the amount of \$750,000 from the DOJ Community Oriented Policing Services Office and execute any and all forms necessary to accept such grant funds.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1389 from City Manager.

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**Police Recruit Training –  
Institute of Public Safety at Broward Community College ..... (M-9)**

A motion authorizing the proper City officials to authorize payment in the amount of \$66,280 for police recruits training at the Institute of Public Safety at Broward Community College.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1669 from City Manager.

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**Task Order No. 3 – Kimley Horn & Associates, Inc. – Project 10000 -  
Executive Airport Airfield Electrical, Lighting and Signage Rehabilitation ..... (M-10)**

A motion authorizing the proper City officials to execute Task Order No. 3 with Kimley Horn & Associates, Inc. in the amount of \$212,760 for construction services on the rehabilitation of the electrical, lighting, and signage systems at Executive Airport. (Also see Item M13 on this Agenda)

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1189 from City Manager.

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**Task Order No. 4 – Kimley Horn & Associates, Inc. -  
Project 10243 – Executive Airport Master Plan and Part 150 Noise Study Updates .. (M-11)**

A motion authorizing the proper City officials to execute Task Order No. 4 with Kimley Horn & Associates, Inc. in the amount of \$599,447 for preparing updates to Executive Airport's Master Plan and Part 150 Noise Study.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1291 from City Manager.

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**Contract Award – Trujillo Construction, Inc.  
and J. Fletcher Creamer & Son, Inc., A Joint Venture -  
Project 10283 – Rehabilitation of Water Mains by Epoxy Lining ..... (M-12)**

A motion authorizing the proper City officials to execute an agreement with Trujillo Construction, Inc. and J. Fletcher Creamer & Son, Inc., a joint venture, in the amount of \$216,075.13 for the rehabilitation of deteriorated water mains located at N.E. 23, 24 and 25 Avenues between N.E. 36 and 37 Streets.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1651 from City Manager.

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**Contract Award – H. L. Pruitt Corporation – Project 10000 -  
Executive Airport Airfield Electrical, Lighting and Signage Rehabilitation ..... (M-13)**

A motion authorizing the proper City officials to execute an agreement with H. L. Pruitt Corporation in the amount of \$3,005,986.75 for the rehabilitation of the electrical, lighting, and signage systems at Executive Airport. (Also see Item M-10 on this Agenda)

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1292 from City Manager.

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**Contract Award –  
Paramount Engineering - Project 10059 – Prospect Lake Interconnect ..... (M-14)**

A motion authorizing the proper City officials to execute an agreement with Paramount Engineering in the amount of \$607,771 for the Prospect Lake Interconnect.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1683 from City Manager.

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**Change Order No. 3 – B. K. Marine Construction, Inc. -  
Project 9701-C – FY 2000/2001 Annual Marine Facilities Repair Contract ..... (M-15)**

A motion authorizing the proper City officials to execute Change Order No. 3 with B. K. Marine Construction, Inc. in the amount of \$15,186 for additional marine facilities repair work at several locations.

**Funds:** See Change Order

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1442 from City Manager.

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**Task Order – Recreational Design and Construction, Inc. -  
Project 10091 – Floyd Hull Stadium Sports Lighting System ..... (M-16)**

A motion authorizing the proper City officials to execute a task order with Recreational Design and Construction, Inc. in the amount of \$266,500 to design and construct an upgraded sports lighting system for the senior league, little league and minor league baseball diamonds, and the football field at Floyd Hull Stadium.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 00-1635 from City Manager.

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<b>PURCHASING AGENDA</b>
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<u>Bid No.</u>	<u>Item/Service</u>	<u>Low Responsible Bidder</u>	<u>Amount</u>
B-98-94	Purchase of temporary personnel services - as needed Citywide	Tri-State Employment Services New York, NY Atrium Personnel Ft. Lauderdale, FL Westaff Services Ft. Lauderdale, FL	<u>Pur-1</u>      \$80,000.00 (estimated annual total)

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1690 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve purchase of temporary personnel services, "as needed", from the Broward County Co-Op Contract.

<i>Bid No.</i>	<i>Item/Service</i>	<i>Low Responsible Bidder</i>	<i>Amount</i>
			<u>Pur-2</u>
State	Purchase of 34 additional marked Ford Crown - Victoria police interceptor automobiles	Duval Ford Jacksonville, FL	\$773,432.00
	Purchase of report writing software	HTE-USE, Inc. Ft. Lauderdale, FL	77,656.00
	Purchase of VRM/GPS and computer mount	Motorola, Inc. Ft. Lauderdale, FL	149,974.00
	Purchase of security partition	Lawmen's & Shooter's Supply Vero Beach, FL (Co-Op)	10,200.00
	Purchase of rear seat inserts	Adamson, Inc. Lawrence, MA (Co-Op)	13,600.00
	Purchase of CF27 laptops	To be determined	<u>175,678.00</u>
	Admin. Serv./Fleet		\$ 1,200,540.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1693 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve purchase of additional vehicles.

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			<u>Pur-3</u>
State	Annual cellular telephone service - Citywide Admin. Serv./Info. Systems	Bell South Mobility Ft. Lauderdale, FL AT&T Wireless Services Ft. Lauderdale, FL	\$236,900.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1629 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve purchase of services from Florida State Contract.

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<i>Bid No.</i>	<i>Item/Service</i>	<i>Low Responsible Bidder</i>	<i>Amount</i>
			<u>Pur-4</u>
Prop	Purchase of multi-space parking meter replacement parts and roll receipt paper Admin. Serv./Parking	Schlumberger Technologies Chesapeake, VA	\$ 42,253.00 (estimated)

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1665 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

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			<u>Pur-5</u>
402-8308	Two year contract for janitorial services Police	Servicemaster Maintenance Systems Margate, FL	\$ 69,880.00 (estimated annual total)

Bids Solicited/Received: 41/12 with 2 no bids

Exhibits: Memorandum No. 00-1709 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Award to first ranked proposer.

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			<u>Pur-6</u>
Prop	Provide an online computer based education system via a dedicated wide area network Police	NovaNET Learning, Inc. Tucson, AZ	\$ 351,431.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1052 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

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<i><u>Bid No.</u></i>	<i><u>Item/Service</u></i>	<i><u>Low Responsible Bidder</u></i>	<i><u>Amount</u></i>
			<u>Pur-7</u>
Prop	Third phase expansion for Computerized Maintenance Management System (CMMS) Public Services	Hansen Information Technologies Sacramento, CA	\$137,750.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1392 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

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			<u>Pur-8</u>
Prop	One year contract for software and hardware maintenance of time accounting system Public Services	Kronos, Inc. Chelmsford, MA	\$ 12,017.06

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1420 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary contract.

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			<u>Pur-9</u>
612-8373	One year contract for directional boring Public Services	JJD Contracting, Inc. Lighthouse Point, FL	\$50,000.00 (not to exceed)

Bids Solicited/Received: 10/3 with 1 no bid

Exhibits: Memorandum No. 00-1653 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Award to low responsive and responsible bidder.

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<u>Bid No.</u>	<u>Item/Service</u>	<u>Low Responsible Bidder</u>	<u>Amount</u>
			<u>Pur-10</u>
792-8211	Six month rental of "crowd pleaser" and handicapped portable comfort stations Public Services/Engineering	ABCO Rentals West Palm Beach, FL	\$ 19,500.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1710 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve emergency purchase of portable comfort stations and waiver of formal bid procedures.

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			<u>Pur-11</u>
	One year contract for the purchase of colilert reagents Public Services	IDEXX Laboratories, Inc. Westbrook, ME	\$ 13,380.00 (estimated)

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1619 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

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			<u>Pur-12</u>
612-8390	One year contract for computer maintenance Public Services	MODCOMP, Inc. Houston, TX	\$ 59,352.00 (estimated)

Bids Solicited/Received: 32/1 with 5 no bids

Exhibits: Memorandum No. 00-1704 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Award to single bidder.

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<u>Bid No.</u>	<u>Item/Service</u>	<u>Low Responsible Bidder</u>	<u>Amount</u>
			<u>Pur-13</u>
	Change order to increase encumbrance of engineering service, labor and materials for replacement of two Main Air Compressors (MAC's) Public Services	GE Industrial Systems West Palm Beach, FL	\$ 9,505.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1667 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve change order.

			<u>Pur-14</u>
612-8383	One year contract price agreements for the supply of sod Public Services	Jackie's Parker Sod Co., Inc. Miami, FL Conco Horticultural, Inc. Delray Beach, FL	Per Unit Pricing

Bids Solicited/Received: 11/2 with 4 no bids

Exhibits: Memorandum No. 00-1652 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Award to low responsive and responsible bidders.

			<u>Pur-15</u>
Prop (estimated)	Fees for election charges for special elections City Clerk	Supervisor of Elections-Broward County Fort Lauderdale, FL	\$ 10,390.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1729 from City Clerk

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Transfer funds from General Contingencies (FD001-9331) to Other Supplies (CLK010201-3999) \$8000; Ext Printing Services (CLK010201-3516) \$1740; and Telephone (CLK010201-3628) \$640.

Recomm: Approve proprietary purchase with transfer of funds.

**Motion** made by Commissioner Smith and seconded by Commissioner Hutchinson that consent Agenda Item Nos. M-6, M-7, M-12, Pur. 2 and Pur. 6 be deleted from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Membership Dues for FY 2000/2001 – Broward Alliance ..... (M-6)**

Commissioner Hutchinson asked if this was the normal membership dues. Mr. Pete Witschen, Assistant City Manager, stated that this item involved annual dues in the Broward Alliance, which provided technical support through the business expansion and retention efforts. Commissioner Hutchinson asked how the dues were calculated, and it was explained that dues were based on \$.50 per resident.

Commissioner Katz asked if the organization had new leadership. The City Manager stated that the previous leader had left as of October 31, 2000, and nationwide recruitment effort was underway. Mr. Witschen advised that there had been no interruption in service by the staff of the Broward Alliance.

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Item No. M6 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Agreement for Services – Greater Fort Lauderdale Chamber of Commerce ..... (M-7)**

Commissioner Katz was happy to see that the Chamber contract included efforts toward minority-owned businesses and translation services for the multiple languages used in Broward County. She asked that continued efforts be made in the realm of international business, and she was concerned about the direction of the Uptown Business Council.

**Motion** made by Commissioner Katz and seconded by Commissioner Smith that Consent Agenda Item No. M-7 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Contract Award – Trujillo Construction, Inc. and J. Fletcher Creamer & Son, Inc. A Joint Venture – Project 10283 – Rehabilitation of Water Mains by Epoxy Lining ..... (M-12)**

Mr. Greg Kisela, Assistant City Manager, explained that staff was 99% sure that the health issues were different with this particular product, but he wanted to do some additional research and suggested deferral of this item to December 12, 2000. He advised that this was not the same product that had been used in New Jersey.

**Motion** made by Commissioner Smith and seconded by Commissioner Katz to defer Consent Agenda Item No. M-12 to 6:00 P.M. on December 12, 2000. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

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**State Bid – 34 Marked Ford Crown Victoria  
Police Interceptor Automobiles ..... (Pur. 2)**

Commissioner Katz noted that the back-up memorandum indicated that the Finance Department was still researching how best to finance the purchase of these vehicles. Mr. Kirk Buffington, Purchasing Director, explained that time was critical in this matter. He stated that if Ford did not receive the purchase order by December 1, 2000, the production schedule would not include the order.

Commissioner Katz was concerned about doing things at the last minute. Mr. Damon Adams, Director of Finance, understood the time sensitive nature of this issue involving the acquisition of the vehicles prior to making a financing plan. However, staff was exploring various alternatives including leasing the vehicles or making an outright purchase. He stated that his philosophy was to make the best deal on the acquisition without packaging that with the financing in order to get the lowest borrowing cost. Mr. Adams added that staff was also exploring bank financing and financing through the Sunshine State Governmental Financing Commission. Commissioner Katz thought the financing issues should be resolved prior to acquisition, but she understood the time sensitive nature of this purchase.

**Motion** made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item Pur. 2 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Proprietary Purchase – Online Computer-Based  
Education System via Dedicated Wide Area Network ..... (Pur. 6)**

Commissioner Katz understood there was a concern relating to an investigation. The Police Chief assured the Commission that no agreement would be executed until grant restrictions had been thoroughly reviewed. He stated that there had been an anonymous complaint, which concerned him, but there was sufficient time to examine and resolve any issues. The Police Chief noted that there was continued enthusiasm for the product, and there were representatives from the Broward School System present if there were any questions.

**Motion** made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. Pur. 9 be approved as recommended. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

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## MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

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**Office Lease Agreement – Pavi Management, Inc. –  
Redevelopment Services and Marine Facilities Office –  
408 South Andrews Avenue ..... (M-17)**

A motion was presented authorizing the proper City officials to execute a lease agreement with Pavi Management, Inc. for the Redevelopment Services and Marine Facilities administrative office located at 408 South Andrews Avenue for a term of one year, effective December 1, 2000 through November 30, 2001. On November 7, 2000, the City Commission tabled consideration of this item.

*Ms. Heather Keith*, Chair of the Marine Advisory Board, believed the Commission had tabled this item from its last meeting so this issue could be reviewed by the Board. She advised that the next Board meeting was scheduled for December 7, 2000. Ms. Keith noted that some Board members felt these types of matters should be addressed by staff and the Commission without review by the Board. It was her understanding that there was another tenant considering this space, and she was concerned the space would be lost if the item was deferred until the Board could provide a recommendation.

Ms. Keith pointed out that the Marine Facilities office had been in an adjacent location for 20 years, and this was an opportunity to obtain more space at a good rate. She noted that the back-up memorandum outlined the terms of the lease, and she encouraged the Commission to go forward with this lease now, and it could be presented to the Board for informational purposes. Ms. Keith added that this was not normally something that the Board would consider.

Commissioner Smith said those who he had appointed to the Board wanted to discuss this issue because they were not certain this was the most appropriate space or the best price. Commissioner Hutchinson agreed with Ms. Keith. She did not see this as something the Board needed to consider and, if it was deferred, she saw no reason to send it to the Board anyway because the space would go to another prospective tenant anyway. Commissioner Katz felt these issues should be presented to the Board, although she did not have a problem with this particular item.

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Katz to approve a lease with Pavi Management, Inc. for office space at 408 South Andrews Avenue. Roll call showed: YEAS Commissioners Hutchinson and Katz. NAYS: Commissioner Smith and Mayor Naugle.

**Proposed Median Construction by West Marine –  
Miami Road Near Southeast 23<sup>rd</sup> Street ..... (M-18)**

A motion was presented approving West Marine's proposal to construct a length of median on Miami Road, near Southeast 23<sup>rd</sup> Street, to assist in pedestrian crossing.

Mr. Peter Partington, of Public Services, stated that West Marine proposed redevelopment of its site, and the Planning & Zoning Board had wanted to add something to help pedestrians cross the road. Various options had been reviewed, and this proposal for a median on Miami Road had been considered the most appropriate after consultation with the neighborhood about two weeks ago. Mr. Partington believed the proposal was acceptable from the City's standpoint, and the new Planning Director at Port Everglades had no objection. He noted that the improvements would be constructed at the developer's expense.

Commissioner Hutchinson had visited the site and favored this proposal, but she understood staff wanted the median work delayed due to the possible installation of a sanitary sewer on Miami Road. She wondered if that would interfere with issuance of a Certificate of Occupancy when the other construction was completed. Mr. Greg Kisela, Assistant City Manager, stated that a partial Certificate of Occupancy could be issued prior to construction of the median.

Mayor Naugle inquired about the current size of the store and the new size after construction. Ms. Barbara Hall, Attorney representing the developer, stated that the store was 12,500 square foot, and about the same amount of space would be added.

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Smith to approve the median construction by West Marine. Roll call showed: YEAS: Commissioner Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Mayor Naugle thought this was a beautiful store. Commissioner Hutchinson also wished to congratulate Mr. Madsen on his new appointment.

**Vacate a Portion of Northeast 5<sup>th</sup> Terrace –  
Downtown Flagler Village, Ltd. (PZ Case No. 3-P-00) ..... (PH-1)**

At the regular meeting of the Planning & Zoning board on June 21, 2000, it was recommended by a vote of 6 to 2 that the following application be approved. Notice of the public hearing was published on October 5 and 12, 2000. On October 17, 2000, first reading was deferred to November 7, 2000 by a vote of 5 to 0; and, on November 7, 2000, first reading was deferred to November 21, 2000 by a vote of 5 to 0.

Applicant: Downtown Flagler Village, Ltd.  
Request: Vacate a portion of Northeast 5<sup>th</sup> Terrace  
Location: Northeast 5<sup>th</sup> Terrace, between Northeast 5<sup>th</sup> Street and Northeast 4<sup>th</sup> Street

**Motion** made by Commissioner Smith and seconded by Commissioner Katz to defer first reading to December 12, 2000 at 6:00 P.M. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

Commissioner Hutchinson asked that the letters of opposition submitted to the City be included in the back-up material for this item on December 12, 2000.

**Proposed Use of 2000 through 2002 Local Law Enforcement Block Grant (LLEBG) Funds ..... (PH-2)**

A public hearing was held to consider the proposed use of LLEBG Funds from October 1, 2000 through September 30, 2002; approving the transfer of \$61,452 from the General Fund to GLLEBG02, Fund 129, required as the cash match for such grant funds; and, further, authorizing the proper City officials to execute all documents necessary to accept and expend such grant funds. Notice of the public hearing was published on November 9 and 16, 2000.

Mayor Naugle called for those who wished to be heard. There were none.

**Motion** made by Commissioner Smith and seconded by Commissioner Hutchinson that the public hearing be closed. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Motion** made by Commissioner Smith and seconded by Commissioner Katz to approve the proposed use of 2000 through 2002 Local Law Enforcement Block Grant Funds. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Rezone MHP to CB/Allocate Flexibility/  
Site Plan Approval – Henderson Clinic of Broward County/  
aka Henderson Mental Health Center, Inc. (PZ Case No. 27-ZR-99) ..... (O-1)**

At the Planning and Zoning Board regular meeting of September 20, 2000, it was recommended by a vote of 8 to 0 that the following application be approved. Ordinance No. C-00-67 was published on October 26 and November 2, 2000, and was passed on first reading at the Regular Meeting of November 7, 2000 by a vote of 5 to 0.

Applicant: Henderson Clinic of Broward County/aka Henderson Mental Health Center, Inc.  
Request: Rezone MHP to CB/allocate flexibility/site plan approval  
Location: 330 Southwest 27th Avenue

Commissioner Smith introduced the following ordinance on second reading:

**ORDINANCE NO. C-00-67**

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM MHP TO CB WITH THE ALLOCATION OF FLEXIBILITY, THE SOUTH 450 FEET OF THE NORTH 1530 FEET OF THE WEST 300 FEET OF THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 50 SOUTH, RANGE 42 EAST, LESS THE WEST 30 FEET THEREOF AND LESS THE EAST 145 FEET OF THE NORTH 166.67 FEET THEREOF, LOCATED ON THE EAST SIDE OF SOUTHWEST 27<sup>TH</sup> AVENUE (RIVERLAND ROAD), SOUTH OF BROWARD BOULEVARD AND NORTH OF SOUTHWEST 4<sup>TH</sup> COURT, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

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Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Rights-of-Way Use Agreement -  
Sprint Communications Company L.P.,  
a Telecommunications Services Provider ..... (O-2)**

An ordinance was presented, pursuant to Sections 8.15 and 8.17 of the City Charter, granting to Sprint Communications Company L.P. the non-exclusive right to occupy the rights-of-way in the City for the placement of telecommunications facilities, and further authorizing the proper City officials to execute a rights-of-way use agreement with Sprint Communications Company L.P. setting forth the terms and conditions of its occupancy of the rights-of-way. Ordinance No. C-00-68 was published on October 26 and November 2, 2000 and was passed on first reading at the Regular Meeting of November 7, 2000 by a vote of 5 to 0.

Commissioner Smith introduced the following ordinance on second reading:

**ORDINANCE NO. C-00-68**

AN ORDINANCE, PURSUANT TO SECTIONS 8.15 AND 8.17 OF THE CHARTER OF THE CITY OF FORT LAUDERDALE, FLORIDA, GRANTING TO SPRINT COMMUNICATIONS COMPANY L.P., THE NON-EXCLUSIVE RIGHT TO OCCUPY THE RIGHTS OF WAY IN THE CITY OF FORT LAUDERDALE FOR THE PLACEMENT OF TELECOMMUNICATIONS FACILITIES, AND FURTHER AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RIGHTS OF WAY USE AGREEMENT WITH SPRINT COMMUNICATIONS COMPANY L.P., SETTING FORTH THE TERMS AND CONDITIONS OF ITS OCCUPANCY OF THE RIGHTS OF WAY.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Moore, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Amend Section 8-76, "Pet Control" – Hours of Canine Beach ..... (O-3)**

An ordinance was presented amending Section 8-76, "Pet Control," of the Code of Ordinances to provide that the hours in which dogs are permitted on the portion of the public beach, known as "Canine Beach," shall be as provided in the Parks and Recreation Rules and Regulations. Ordinance No. C-00-69 was published on October 28, 2000, and was passed on first reading at the Regular Meeting of November 7, 2000 by a vote of 5 to 0.

Commissioner Smith introduced the following ordinance on second reading:

**ORDINANCE NO. C-00-69**

AN ORDINANCE AMENDING SECTION 8-76, PET CONTROL, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING THAT THE HOURS IN WHICH DOGS ARE PERMITTED ON THE PORTION OF THE PUBLIC BEACH KNOWN AS CANINE BEACH SHALL BE AS PROVIDED IN THE CITY OF FORT LAUDERDALE DEPARTMENT OF PARKS AND RECREATION RULES AND REGULATIONS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Amend Ordinance No. C-94-22 – City Contribution for Medical Insurance Coverage for Nonbargaining Unit (Confidential) General Employees ..... (O-4)**

An ordinance was presented amending Ordinance No. C-94-22 pertaining to the City contribution for medical insurance coverage for nonbargaining unit Confidential general employees in order to adjust the apportionment of the payment by the City and the employee for the purchase of medical and dental insurance, and providing for participation in the Wellness Incentive Program. Ordinance No. C-00-70 was published on October 28, 2000, and was passed on first reading at the Regular Meeting of November 7, 2000 by a vote of 5 to 0.

Commissioner Smith introduced the following ordinance on second reading:

**ORDINANCE NO. C-00-70**

**AN ORDINANCE AMENDING ORDINANCE NO. C-94-22 PERTAINING TO THE CITY CONTRIBUTION FOR MEDICAL INSURANCE COVERAGE FOR NON-BARGAINING UNIT CONFIDENTIAL GENERAL EMPLOYEES IN ORDER TO ADJUST THE APPORTIONMENT OF THE PAYMENT BY THE CITY AND THE EMPLOYEE FOR THE PURCHASE OF MEDICAL AND DENTAL INSURANCE, AND PROVIDING FOR PARTICIPATION IN THE WELLNESS INCENTIVE PROGRAM.**

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Amend Ordinance No. C-00-54 – Patron Age Restrictions – Exemption for “Bona Fide Restaurant” ..... (O-5)**

An ordinance was presented amending Ordinance No. C-00-54 pertaining to patron age restrictions in order to prohibit persons under the age of 21 from entering or being permitted to enter or remain within alcoholic beverage establishments, by providing for a definition of “bona fide restaurant,” an optional process for establishments seeking to utilize the bona fide restaurant exemption, and a special master appeal process relating to determination of bona fide restaurant status by the City. Ordinance No. C-00-73 was published on November 11, 2000 and was passed on first reading at the Regular Meeting of November 7, 2000 by a vote of 5 to 0.

Commissioner Hutchinson introduced the following ordinance on second reading:

ORDINANCE NO. C-00-73

AN ORDINANCE AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, CREATING SECTION 5-36, ENTITLED "PATRON AGE RESTRICTIONS," PROHIBITING PERSONS UNDER THE AGE OF 21 FROM ENTERING OR REMAINING, OR FROM BEING PERMITTED TO ENTER OR REMAIN, WITHIN ALCOHOLIC BEVERAGE ESTABLISHMENTS, BY PROVIDING FOR A DEFINITION OF "BONA FIDE RESTAURANT," AN OPTIONAL PROCESS FOR ESTABLISHMENTS SEEKING TO UTILIZE THE BONA FIDE RESTAURANT EXEMPTION TO OBTAIN A DETERMINATION OF THEIR STATUS FROM THE CITY, AND A SPECIAL MASTER APPEAL PROCESS RELATING TO DETERMINATION OF BONA FIDE RESTAURANT STATUS BY THE CITY. \_\_\_\_\_

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Annexation of Property – Prospect Wellfield  
(Old Texaco Gas Station Site) ..... (O-6)**

An ordinance was presented annexing to the City a parcel of real property known as the Prospect Wellfield located at the northeast corner of Prospect Road and State Road 7 (U.S. 441). Ordinance No. C-00-71 was published on November 7 and 14, 2000.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-71

AN ORDINANCE ANNEXING TO THE CITY OF FORT LAUDERDALE, FLORIDA, A PARCEL OF LAND LYING IN SECTION 7, TOWNSHIP 49 SOUTH, RANGE 42 EAST, BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY LINE OF STATE ROAD NO. 7, BOUNDED ON THE SOUTH BY THE NORTH RIGHT-OF-WAY LINE OF PROSPECT ROAD (N.W. 56<sup>TH</sup> STREET) AND BOUNDED ON THE EAST AND NORTH BY LANDS OWNED BY THE CITY OF FORT LAUDERDALE AND KNOWN AS THE "PROSPECT WELLFIELD" LOCATED AT THE NORTHEAST CORNER OF PROSPECT ROAD AND STATE ROAD NO. 7 (U.S. 441). \_\_\_\_\_

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Annexation of Property – Konover Property on  
Broward Boulevard, West of Interstate 95 ..... (O-7)**

An ordinance was presented annexing to the City a parcel of real property known as the Konover Property located on the north side of West Broward Boulevard, between I-95 and Northwest 27<sup>th</sup> Avenue. Ordinance No. C-00-72 was published on November 7 and 14, 2000.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-72

AN ORDINANCE ANNEXING TO THE CITY OF FORT LAUDERDALE, FLORIDA, A PARCEL OF REAL PROPERTY LYING IN THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BOUNDED ON THE SOUTH BY THE NORTH RIGHT-OF-WAY LINE OF WEST BROWARD BOULEVARD, BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY LINE OF NORTHWEST 25<sup>TH</sup> AVENUE, BOUNDED ON THE NORTH BY THE SOUTH LINE OF "THE REB PLAT", PLAT BOOK 74, PAGE 43, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA AND BOUNDED ON THE EAST BY THE WEST LINE OF THE EAST HALF OF THE EAST HALF OF SAID SECTION 5, LOCATED ON THE NORTH SIDE OF WEST BROWARD BOULEVARD BETWEEN I-95 AND NORTHWEST 27<sup>TH</sup> AVENUE.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Amendment to the Pay Plan –  
Management Category for City Clerk ..... (O-8)**

An ordinance was presented amending the Pay Plan of the City to amend the management category for the City Clerk. Notice of the proposed ordinance would be published between first and second readings.

Commissioner Hutchinson introduced the following ordinance on first reading:

ORDINANCE NO. C-00-74

AN ORDINANCE AMENDING SCHEDULE I OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, IN ORDER TO PROVIDE FOR AN ADJUSTMENT IN THE MANAGEMENT CATEGORY FOR THE OFFICE OF CITY CLERK.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Increase Scope of Services – Troutman Sanders –  
Wingate Landfill and incinerator Site/Superfund Closure ..... (R-1)**

A resolution was presented authorizing additional services for Troutman Sanders, Special Counsel, for the Wingate Landfill and Incinerator Superfund Site closure, in an amount not to exceed \$185,000.

Mr. Greg Kisela, Assistant City Manager, said he wished to amend the back-up memorandum. He advised that the not to exceed amount of \$185,000 was correct, but he wanted to defer the item related to the hourly rate, which would be brought back to the Commission in the first quarter of 2001.



Commissioner Smith introduced a written resolution, as amended, entitled:

RESOLUTION NO. 00-167

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NOS. 89-213 AND 99-163, PROVIDING FOR ADDITIONAL SERVICES AND AN INCREASE IN THE MAXIMUM AMOUNT OF COMPENSATION TO BE PAID TO SPECIAL COUNSEL, TROUTMAN SANDERS, LLP.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Assignment of Aircraft Trading Center, Inc.  
Parcels 9A and 9B Lease to Aero Toy Store, Inc. ..... (R-2)**

A resolution was presented authorizing the proper City officials to consent to the assignment of the Parcels 9A and 9B lease agreement from Aircraft Trading Center (ATC), Inc. to Aero Toy Store, Inc. and that ATC of Florida, Inc. be released from its obligations under the lease.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-168

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT TO ASSIGNMENT OF LEASE AGREEMENT WITH AIRCRAFT TRADING CENTER OF FLORIDA, INC. AND AERO TOY STORE, INC., PERTAINING TO PARCELS 9A AND 9B AT FORT LAUDERDALE EXECUTIVE AIRPORT. \_\_\_\_\_

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Intent to Convey Public Property – Northwest Neighborhood  
Improvement District – Development of New Affordable Housing ..... (R-3)**

A resolution was presented determining and declaring the City's intention to convey certain public property to the Northwest Neighborhood Improvement District (NWNID) for development of new affordable housing, and designating a date and time for a public hearing upon such proposal.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-169

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DETERMINING AND DECLARING ITS INTENTION TO CONVEY CERTAIN PUBLIC PROPERTIES TO THE NORTHWEST NEIGHBORHOOD IMPROVEMENT DISTRICT FOR DEVELOPMENT OF NEW AFFORDABLE HOUSING, AND DESIGNATING A DATE AND TIME FOR A PUBLIC HEARING UPON SUCH PROPOSAL.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Reschedule December 5, 2000 Conference and Regular Meetings to December 12, 2000 ..... (R-4)**

A resolution was presented rescheduling the Tuesday, December 5, 2000 Conference and Regular meetings to Tuesday, December 12, 2000.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO 00-170

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCHEDULING THE DECEMBER 5, 2000, REGULAR AND CONFERENCE MEETING OF THE CITY COMMISSION TO DECEMBER 12, 2000.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

**Advisory Board Appointments ..... (OB)**

The City Clerk announced the appointees/reappointees who were the subjects of this resolution:

Budget Advisory Board

Ben L. Guenther  
Wendy Beninate  
Harry D. Sweeney  
Shane Gunderson  
Kenneth Strand  
Elizabeth Hernandez  
William Nielsen

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-171

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT  
LAUDERDALE, FLORIDA, APPOINTING BOARD MEMBERS AS SET FORTH  
IN THE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Smith, Hutchinson, Katz, and Mayor Naugle. NAYS: none.

At 6:56 P.M., Mayor Naugle adjourned the meeting.

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Jim Naugle  
Mayor

ATTEST:

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Lucy Masliah  
City Clerk